

ACTS
OF THE
THIRTY-FOURTH
GENERAL ASSEMBLY,
OF THE
STATE OF NEW-JERSEY.

AT A SESSION BEGUN AT TRENTON, ON THE TWENTY FOURTH DAY
OF OCTOBER, ONE THOUSAND EIGHT HUNDRED AND-NINE, AND
CONTINUED BY ADJOURNMENTS.

BEING THE FIRST SITTING.



TRENTON:
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.....
1809.

which angles, strips and parcels of land from the first settlement of the town have remained common and been considered part of the public commons and highways belonging to the town : and whereas it is important to protect the same from encroachment :

Be it therefore enacted, That it shall be the duty of the said commissioners to cause to be made in connection with the survey of the streets within the town-plat as prescribed by the first section of the act to which this is a supplement, a survey of all and every such angles strips or parcels of land within the townplat aforesaid, and to cause the same to be distinctly marked upon the same map with the streets aforesaid, which said angles strips or parcels of land when surveyed and marked upon the map as aforesaid, shall be and remain as common highways forever, except the strip of land lying between the lands of John Ward and the turnpike road in the south part of the said town-plat, which shall be appropriated to such public use as the inhabitants of the township at a legal town-meeting shall order and direct.

3. *And be it enacted,* That the triangular piece of land on which the school-house in the south part of the said town-plat stands near the houses and lots of Nehemiah Baldwin and Joannah Burnett, be vested in the inhabitants of the said township of Newark, and be appropriated for the use of a school-house forever.

C. Passed at Trenton, Nov. 27, 1809.

CHAP. LVI.

AN ACT to incorporate the Flemington Aqueduct Company.

Sec. 1. BE IT ENACTED *by the council and general assembly of this state, and it is hereby*

Persons
incorporated.

Name,
powers,
&c.

enacted by the authority of the same, That George C. Maxwell, Alexander Bonnell, George Rea, junior, and their present and future associates, proprietors of the Flemington water works, pursuant to a certain agreement entered into by the said proprietors on the seventh day of December one thousand eight hundred and seven, their successors and assigns, be and they hereby are created a body politic and corporate, by the name style and title of "The Flemington Aqueduct Company;" and they are hereby constituted and declared to be forever hereafter, a body politic and corporate, in fact and in name, and by that name they and their successors and assigns shall and may have perpetual succession, and shall be persons able and capable in law to sue and be sued, plead and be impleaded, answer and be answered unto, defend and be defended, in all courts and places whatsoever, and that they and their successors and assigns may have and use a common seal, and may make change and alter the same at their pleasure. And also that they and their successors and assigns by the name and style aforesaid, shall be in law capable of holding their capital stock and the increase and profits thereof, and of conducting, directing and disposing of the same from time to time, in such manner and form as they shall think proper, and of disposing of the use of the water to such as may apply for the same, for such annual rent and under such restrictions as they may think proper, and of purchasing, taking and holding to them, their successors and assigns, for the use of the said corporation all such estates real and personal as shall be necessary and convenient for them, and of selling disposing and conveying of the same at their pleasure, and generally of making all such laws, rules and regulations for the better conducting the affairs of the said company as they may from time to time find necessary or convenient: *Provided* the same be not incon-

sistent with the constitution or laws of this state or of the United States: *And provided also*, That the capital stock so to be holden shall be such only as may be requisite to promote and attain the objects of this corporation and may be relative thereto, and shall be applied to no other object or purpose whatsoever, which objects are hereby declared to be the bringing into and supplying the inhabitants of Flemington in the county of Hunterdon with pure and wholesome water.

2. *And be it enacted*, That George C. Maxwell, who hath according to the original agreement aforesaid, been chosen president, and Alexander Bonnell and George Rea, junior, who have according to the said agreement been chosen directors of said company, shall be and continue to be president and directors of said company, until others shall be chosen in their stead, according to the provisions of the said agreement; and that all their legal acts and contracts entered into since and by virtue of their appointment, shall be good and valid as if this act of incorporation had then been in existence. And that it shall and may be lawful for the said president and directors, or for the president and directors for the time being, to lay out and extend their aqueduct through such of the public highways in Flemington aforesaid as they may think necessary, and for that purpose to open and dig in such parts of the said highways as may be convenient and necessary for the purposes aforesaid: *Provided always*, That not more than two rods in any of the said highways shall be open at any one time, nor the same be kept open for more than six days, and that the same shall be filled up again at the expence of the said company and rendered as good and sufficient as if the same had not been taken up or removed.

Officers continued, &

their acts confirmed;

May extend aqueduct.

Proviso.

3. *And be it enacted*, That the capital stock of said company shall be considered as personal estate.

A. Passed at Trenton, Nov. 27, 1809.